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 8 UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 9 SAN FRANCISCO DIVISION

10 UNITED STATES OF AMERICA,)	No. CR-05-00216-WHA
Plaintiff,)	
11 v.)	_____
12 RODERICK ALYN PRESCOTT,)	[Proposed] SPEEDY TRIAL ORDER
Defendant.)	
14 _____)	

15 On June 29, 2005, defendant Roderick Alyn Prescott was charged in a Superseding
 16 Indictment with two counts of tax evasion in violation of 26 U.S.C. § 7201, and one count of
 17 conspiracy to defraud the United States in violation of 18 U.S.C. § 371. Mr. Prescott was
 18 arraigned on August 16, 2005.

19 The parties previously appeared before the Court on August 16, 2005, for a status
 20 conference. That matter was set over to October 4, 2005. By prior Order entered August 23,
 21 2005, the Court excluded time from August 16, 2005, through October 4, 2005, under the Speedy
 22 Trial Act due to the complexity of the case and for the continuity and effective preparation of
 23 counsel pursuant to 18 U.S.C. § 3161(h)(8)(A) & (B)(ii) and (iv).

24 The parties appeared before the Court on October 4, 2005, for a status conference.
 25 During the hearing, the Court set November 22, 2005, at 2:00 p.m as the date and time when
 26 defendant Prescott's pretrial motions shall be heard. The defendant Prescott shall file his pretrial
 27 motions on or before October 25, 2005. The United States, defendant Prescott and his attorney,
 28 agree that the time between October 4, 2005, and October 25, 2005, is properly excludable under

1 the Speedy Trial Act due to the complexity of the case and for the continuity and effective
2 preparation of counsel pursuant to 18 U.S.C. § 3161(h)(8)(A) & (B)(ii) and (iv) and that the ends
3 of justice to be served in excluding the time between these dates outweighs the public's and Mr.
4 Prescott's interest in a speedy trial.

5 IT IS HEREBY ORDERED that the time from October 4, 2005, through October 25, 2005, is
6 excluded under the Speedy Trial Act pursuant to 18 U.S.C. § 3161(h)(8)(A) & (B)(ii) and (iv),
7 based on the reasons set forth above.

8
9 Dated: October 11, 2005

10 HONORABLE
11 United States District Judge

